

P A N T COOPERATION TREATY

From the INTERNATIONAL BUREAU

PCT

NOTIFICATION OF ELECTION
(PCT Rule 61.2)

Date of mailing (day/month/year) 21 March 2001 (21.03.01)	To: Commissioner US Department of Commerce United States Patent and Trademark Office, PCT 2011 South Clark Place Room CP2/5C24 Arlington, VA 22202 ETATS-UNIS D'AMERIQUE in its capacity as elected Office
International application No. PCT/CA00/00843	Applicant's or agent's file reference 80472-7
International filing date (day/month/year) 14 July 2000 (14.07.00)	Priority date (day/month/year) 15 July 1999 (15.07.99)
Applicant MAURER, Norbert et al	

1. The designated Office is hereby notified of its election made:

in the demand filed with the International Preliminary Examining Authority on:

02 February 2001 (02.02.01)

in a notice effecting later election filed with the International Bureau on:

2. The election was

was not

made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Facsimile No.: (41-22) 740.14.35	Authorized officer Charlotte ENGER Telephone No.: (41-22) 338.83.38
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PARENT COOPERATION TREATY

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INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 80472-7	FOR FURTHER ACTION see Notification of Transmittal of International Search Report (Form PCT/ISA/220) as well as, where applicable, item 5 below.	
International application No. PCT/CA 00/ 00843	International filing date (day/month/year) 14/07/2000	(Earliest) Priority Date (day/month/year) 15/07/1999
Applicant INEX PHARMACEUTICALS CORP.		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 3 sheets.

It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

- a. With regard to the **language**, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
 - the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).
- b. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international search was carried out on the basis of the sequence listing :
 - contained in the international application in written form.
 - filed together with the international application in computer readable form.
 - furnished subsequently to this Authority in written form.
 - furnished subsequently to this Authority in computer readable form.
 - the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
 - the statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished
2. **Certain claims were found unsearchable** (See Box I).
3. **Unity of invention is lacking** (see Box II).
4. With regard to the **title**,
 - the text is approved as submitted by the applicant.
 - the text has been established by this Authority to read as follows:
5. With regard to the **abstract**,
 - the text is approved as submitted by the applicant.
 - the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box III. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.
6. The figure of the **drawings** to be published with the abstract is Figure No. 1
 - as suggested by the applicant.
 - because the applicant failed to suggest a figure.
 - because this figure better characterizes the invention.

None of the figures.

INTERNATIONAL SEARCH REPORT

International application No.
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Box III TEXT OF THE ABSTRACT (Continuation of item 5 of the first sheet)

The part beginning with the words "The modified lipid is present..." (line 11) and ending in the words "...therapeutic agent particles" (line 18) is deleted.

INTERNATIONAL SEARCH REPORT

International Application No

PCT/CA 00/00843

A. CLASSIFICATION OF SUBJECT MATTER
IPC 7 A61K9/127

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
IPC 7 A61K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, PAJ, MEDLINE, EMBASE, BIOSIS, CHEM ABS Data

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	WO 99 18933 A (INEX PHARMACEUTICALS CORP ; WHEELER JEFFERY J (CA); CULLIS PIETER R) 22 April 1999 (1999-04-22) page 3, line 1 -page 4, line 8 page 19, line 6 -page 20, last line page 22, line 14 - line 27 page 23, line 9 - line 14 page 30, line 15 -page 31, line 26; claims 1,3-9,11,12,14; example 1 --- WO 98 51278 A (INEX PHARMACEUTICALS CORP) 19 November 1998 (1998-11-19) cited in the application page 11, line 13 - line 20 page 14, line 20 -page 20, line 21; claims 1-3,12-21; examples 1-3,6-8 --- -/--	1-12
A		1-12

Further documents are listed in the continuation of box C.

Patent family members are listed in annex.

° Special categories of cited documents :

- °A° document defining the general state of the art which is not considered to be of particular relevance
- °E° earlier document but published on or after the international filing date
- °L° document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- °O° document referring to an oral disclosure, use, exhibition or other means
- °P° document published prior to the international filing date but later than the priority date claimed

- °T° later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- °X° document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- °Y° document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- °&° document member of the same patent family

Date of the actual completion of the international search

21 November 2000

Date of mailing of the international search report

28/11/2000

Name and mailing address of the ISA

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Marttin, E

INTERNATIONAL SEARCH REPORT

Inte...nal Application No

PCT/CA 00/00843

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 5 785 992 A (ANSELL STEVEN MICHAL ET AL) 28 July 1998 (1998-07-28) column 1, line 52 - line 60 column 3, line 48 -column 4, line 35 column 5, line 52 -column 6, line 9 column 7, line 28 - line 36; claims; example 7 -----	1-12

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/CA 00/00843

Patent document cited in search report	Publication date	Patent family member(s)			Publication date
WO 9918933	A 22-04-1999	AU 1360499 A			03-05-1999
		EP 1023048 A			02-08-2000
WO 9851278	A 19-11-1998	AU 7422198 A			08-12-1998
		EP 1027033 A			16-08-2000
US 5785992	A 28-07-1998	US 5753613 A			19-05-1998
		AU 3559595 A			26-04-1996
		CA 2200952 A			11-04-1996
		WO 9610390 A			11-04-1996
		EP 0783296 A			16-07-1997
		JP 10509418 T			14-09-1998